

112TH CONGRESS  
1ST SESSION

# S. 1188

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## AN ACT

To require the purchase of domestically made flags of the United States of America for use by the Federal Government.

1       *Be it enacted by the Senate and House of Representa-*  
2   *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “All-American Flag  
3 Act”.

4 **SEC. 2. REQUIREMENT FOR PURCHASE OF DOMESTICALLY**  
5 **MADE UNITED STATES FLAGS FOR USE BY**  
6 **FEDERAL GOVERNMENT.**

7       (a) IN GENERAL.—Except as provided under sub-  
8 section (b), only such flags of the United States of Amer-  
9 ica, regardless of size, that are 100 percent manufactured  
10 in the United States, from articles, materials, or supplies  
11 100 percent of which are grown, produced, or manufac-  
12 tured in the United States, may be acquired for use by  
13 the Federal Government.

14       (b) WAIVER.—The head of an executive agency may  
15 waive the requirement under subsection (a) on a case-by-  
16 case basis upon a determination that—

17           (1) the application of the limitation would cause  
18 unreasonable costs or delays to be incurred; or

19           (2) application of the limitation would adversely  
20 affect a United States company.

21       (c) AMENDMENT OF FEDERAL ACQUISITION REGU-  
22 LATION.—Not later than 180 days after the date of the  
23 enactment of this Act, the Federal Acquisition Regulatory  
24 Council established under section 1302 of title 41, United  
25 States Code, shall amend the Federal Acquisition Regula-  
26 tion to implement this section.

1 (d) DEFINITIONS.—In this section:

2 (1) EXECUTIVE AGENCY.—The term “executive  
3 agency” has the meaning given the term in section  
4 133 of title 41, United States Code.

5 (2) FEDERAL ACQUISITION REGULATION.—The  
6 term “Federal Acquisition Regulation” has the  
7 meaning given the term in section 106 of title 41,  
8 United States Code.

9 **SEC. 3. EFFECTIVE DATE.**

10 Section 2 shall apply to purchases of flags made on  
11 or after 180 days after the date of the enactment of this  
12 Act.

13 **SEC. 4. CONSISTENCY WITH INTERNATIONAL AGREE-**  
14 **MENTS.**

15 This Act shall be applied in a manner consistent with  
16 United States obligations under international agreements.

Passed the Senate July 27, 2011.

Attest:

*Secretary.*

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